

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 24-32, 46 and 49 are requested to be canceled without prejudice or disclaimer.

Claims 1, 11, 12, 23, 33, 38 and 39 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1-23, 33-45, 47, 48, 50 and 51 are now pending in this application.

Claims 1, 3-12, 14-24 and 26-51 were rejected under 35 U.S.C. § 102 (b) as allegedly being anticipated by U.S. Patent No. 6,292,687 to Lowell et al. (hereinafter “Lowell”). Applicant has canceled claims 24, 26-32, 46 and 49 without prejudice or disclaimer. As to these canceled claims, the rejection is moot. Applicant respectfully traverses the rejection of claims 1, 3-12, 14-23, 33-45, 47, 48, 50 and 51 for at least the following reasons.

Lowell discloses an emergency response system which includes a reader worn by a person. A locator broadcast initiator broadcasts an alarm signal to a location processor unit 32. See Lowell, col. 5, lines 7-8. The Examiner equates the location processor unit 32 of Lowell to the mobile wireless event handling device recited in the claims. Applicant respectfully disagrees with this interpretation of the disclosure of Lowell as applied to the pending claims.

Upon receiving the broadcast alarm signal, the location processor unit 32 rebroadcasts the alarm signal using a higher power. See Lowell, col. 6, lines 60-65. In this regard, the location processor unit 32 of Lowell functions as a repeater to increase the range of the broadcast signal. Specifically, Lowell describes:

“[T]he location processor unit 32 may be included to receive alarm signals from the locator broadcast initiator 31 at relatively close range to rebroadcast such alarm signals using a higher power and longer range transmitter” Lowell, col. 6, lines 57-61.

By contrast, in accordance with embodiments of the present invention, the mobile wireless event handling device transmits a signal to a specific target, such as a medical facility. Applicant has amended the claims to more clearly recite this feature. Support for this amendment may be found in the originally filed specification and drawings.

In rejecting dependent claim 11, the Examiner cites Lowell as disclosing “determining a target for the second signal” at Lowell, col. 7, lines 2-61. See Office Action dated February 4, 2009, page 4. Applicant has thoroughly reviewed this portion of Lowell and failed to find any teaching or suggestion of any specific target to which the location processor unit 32 transmits a signal.

Since Lowell fails to teach or suggest the above-noted features of the pending claims, as amended, Lowell fails to anticipate the claims. Therefore, independent claims 1, 12, 33 and 39 are patentable. Further, claims 3-11, 14-23, 34-38, 40-45, 47, 48, 50 and 51 each depend, either directly or indirectly, from one of allowable claims 1, 12, 33 or 39 and are, therefore, patentable for at least that reason, as well as for additional patentable features when those claims are considered as a whole.

Claims 2, 13 and 25 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Lowell in view of U.S. Patent Publication No. 2002/0052539 to Haller et al. Applicant has canceled claim 25 without prejudice or disclaimer. Accordingly, the rejection of claim 25 is moot. As to claims 2 and 13, these claims each depend from allowable claims 1 and 12, respectively, and are, therefore, patentable for at least that reason, as well as for additional patentable features when those claims are considered as a whole.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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By /G. Peter Albert, Jr./

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6735
Facsimile: (858) 792-6773

G. Peter Albert Jr.
Attorney for Applicant
Registration No. 37,268